

HARDER STONEROCK LLP
DILAN A. ESPER (CA Bar No. 178293)
6300 Wilshire Blvd., Suite 640
Los Angeles, California 90048
Telephone: (424) 203-1600
Facsimile: (424) 203-1601
Email: DEsper@HarderLLP.com

*Attorneys for Nonparty
Muddy Waters Capital LLC*

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

In re BANC OF CALIFORNIA
SECURITIES LITIGATION

Case No. 8:17-cv-00118-DMG (DFMx)

CLASS ACTION

This Document Relates To:

ALL ACTIONS.

**NOTICE OF MUDDY WATERS
CAPITAL LLC'S INTENTION TO
DISCONTINUE SEEKING A
MONETARY AWARD AGAINST
LATHAM & WATKINS LLP**

Judge: Hon. Dolly M. Gee
Courtroom: 8C

1 Third Party Muddy Waters Capital LLC (“Muddy Waters”) hereby notifies this
2 Court that it no longer intends to seek a monetary award against Latham & Watkins
3 LLP (“Latham”) for Latham’s contempt of court, but is continuing to seek a monetary
4 award against Steven Sugarman and urges the Court to make such an award.

5 On September 30, 2024 (Dkt. 654), this Court entered an order holding that
6 both Sugarman and his former counsel Latham were in contempt of court for their
7 conduct relating to the disclosure of sensitive, private information that Muddy Waters
8 had produced in third party discovery and marked “attorneys eyes only”. The Court
9 has before it submissions from Muddy Waters, Sugarman, and Latham, filed on
10 October 21, 2024 and November 4, 2024 (Dkt. Nos. 655, 658, and 659) regarding the
11 amounts that it should award to Muddy Waters as a contempt sanction.

12 Latham and Muddy Waters have recently resolved their dispute. This
13 resolution in no way affects Sugarman, and Muddy Waters continues to reserve all of
14 its claims and its rights against Sugarman.

15 Accordingly, Muddy Waters is notifying this Court that Muddy Waters is not
16 seeking any monetary relief against Latham, notwithstanding its October 21, 2024
17 filing, and asks that this Court not enter any order fixing any amount of contempt
18 sanctions against Latham.

19 However, Muddy Waters respectfully requests that the Court (1) leave the
20 September 30, 2024 order finding Latham and Sugarman in contempt in place in its
21 entirety, and (2) enter an order fixing the amount of monetary contempt sanctions
22 against Sugarman in the amount of \$1,159,751.77, as set forth in the Declaration of
23 Dilan A. Esper and supporting documents filed October 21, 2024 (Dkt. 655).

24 Dated: May 22, 2025

HARDER STONEROCK LLP

25 By: /s/ Dilan A. Esper

26 DILAN A. ESPER

27 Attorneys for Nonparty

28 Muddy Waters Capital LLC